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## INITIATIVE 706

I, Ralph Munro, Secretary of State of the State of Washington and custodian of its seal, hereby certify that, according to the records on file in my office, the attached copy of Initiative Measure No. 706 to the People is a true and correct copy as it was received by this office.

1       AN ACT Relating to alcoholic beverage retailing and distributing;  
2 amending RCW 66.04.010, 66.08.020, 66.08.026, 66.08.030, 66.08.050,  
3 66.16.040, 66.16.110, 66.20.160, 66.24.310, 66.24.360, 66.24.371,  
4 66.24.380, 66.24.540, 66.28.030, 66.28.060, 66.28.180, 66.28.190,  
5 66.44.318, and 66.44.340; reenacting and amending RCW 66.28.070; adding  
6 new sections to chapter 66.24 RCW; creating new sections; repealing RCW  
7 66.08.070, 66.08.160, 66.08.235, 66.12.020, 66.16.010, 66.16.030,  
8 66.16.041, 66.16.050, 66.16.060, 66.16.070, 66.16.080, 66.16.090,  
9 66.16.100, and 66.24.440; and providing an effective date.

10 BE IT ENACTED BY THE PEOPLE OF THE STATE OF WASHINGTON:

11       **Sec. 1.** RCW 66.04.010 and 1997 c 321 s 37 are each amended to read  
12 as follows:

13       In this title, unless the context otherwise requires:

14       (1) "Alcohol" is that substance known as ethyl alcohol, hydrated  
15 oxide of ethyl, or spirit of wine, which is commonly produced by the  
16 fermentation or distillation of grain, starch, molasses, or sugar, or  
17 other substances including all dilutions and mixtures of this  
18 substance. The term "alcohol" does not include alcohol in the  
19 possession of a manufacturer or distiller of alcohol fuel, as described

1 in RCW 66.12.130, which is intended to be denatured and used as a fuel  
2 for use in motor vehicles, farm implements, and machines or implements  
3 of husbandry.

4 (2) "Beer" means any malt beverage or malt liquor as these terms  
5 are defined in this chapter.

6 (3) "Beer distributor" means a person who buys beer from a brewer  
7 or brewery located either within or beyond the boundaries of the state,  
8 beer importers, or foreign produced beer from a source outside the  
9 state of Washington, for the purpose of selling the same pursuant to  
10 this title, or who represents such brewer or brewery as agent.

11 (4) "Beer importer" means a person or business within Washington  
12 who purchases beer from a United States brewery holding a certificate  
13 of approval (B5) or foreign produced beer from a source outside the  
14 state of Washington for the purpose of selling the same pursuant to  
15 this title.

16 (5) "Brewer" means any person engaged in the business of  
17 manufacturing beer and malt liquor.

18 (6) "Board" means the liquor control board, constituted under this  
19 title.

20 (7) "Club" means an organization of persons, incorporated or  
21 unincorporated, operated solely for fraternal, benevolent, educational,  
22 athletic or social purposes, and not for pecuniary gain.

23 (8) "Consume" includes the putting of liquor to any use, whether by  
24 drinking or otherwise.

25 (9) "Dentist" means a practitioner of dentistry duly and regularly  
26 licensed and engaged in the practice of his profession within the state  
27 pursuant to chapter 18.32 RCW.

28 (10) "Distiller" means a person engaged in the business of  
29 distilling spirits.

30 (11) "Domestic winery" means a place where wines are manufactured  
31 or produced within the state of Washington.

32 (12) "Druggist" means any person who holds a valid certificate and  
33 is a registered pharmacist and is duly and regularly engaged in  
34 carrying on the business of pharmaceutical chemistry pursuant to  
35 chapter 18.64 RCW.

36 (13) "Drug store" means a place whose principal business is, the  
37 sale of drugs, medicines and pharmaceutical preparations and maintains  
38 a regular prescription department and employs a registered pharmacist  
39 during all hours the drug store is open.

(14) "Employee" means any person employed by the board(~~((, including a vendor,~~)) as hereinafter in this section defined.

(15) "Fund" means 'liquor revolving fund.'

(16) "Hotel" means every building or other structure kept, used, maintained, advertised or held out to the public to be a place where food is served and sleeping accommodations are offered for pay to transient guests, in which twenty or more rooms are used for the sleeping accommodation of such transient guests and having one or more dining rooms where meals are served to such transient guests, such sleeping accommodations and dining rooms being conducted in the same building and buildings, in connection therewith, and such structure or structures being provided, in the judgment of the board, with adequate and sanitary kitchen and dining room equipment and capacity, for preparing, cooking and serving suitable food for its guests: PROVIDED FURTHER, That in cities and towns of less than five thousand population, the board shall have authority to waive the provisions requiring twenty or more rooms.

(17) "Importer" means a person who buys distilled spirits from a distillery outside the state of Washington and imports such spirituous liquor into the state for ~~((sale to the board or for export))~~ the purpose of selling or exporting the spirituous liquor under this title.

(18) "Imprisonment" means confinement in the county jail.

(19) "Liquor" includes the four varieties of liquor herein defined (alcohol, spirits, wine and beer), and all fermented, spirituous, vinous, or malt liquor, or combinations thereof, and mixed liquor, a part of which is fermented, spirituous, vinous or malt liquor, or otherwise intoxicating; and every liquid or solid or semisolid or other substance, patented or not, containing alcohol, spirits, wine or beer, and all drinks or drinkable liquids and all preparations or mixtures capable of human consumption, and any liquid, semisolid, solid, or other substance, which contains more than one percent of alcohol by weight shall be conclusively deemed to be intoxicating. Liquor does not include confections or food products that contain one percent or less of alcohol by weight.

(20) "Manufacturer" means a person engaged in the preparation of liquor for sale, in any form whatsoever.

(21) "Malt beverage" or "malt liquor" means any beverage such as beer, ale, lager beer, stout, and porter obtained by the alcoholic fermentation of an infusion or decoction of pure hops, or pure extract

1 of hops and pure barley malt or other wholesome grain or cereal in pure  
2 water containing not more than eight percent of alcohol by weight, and  
3 not less than one-half of one percent of alcohol by volume. For the  
4 purposes of this title, any such beverage containing more than eight  
5 percent of alcohol by weight shall be referred to as "strong beer."

6 (22) "Package" means any container or receptacle used for holding  
7 liquor.

8 (23) "Permit" means a permit for the purchase of liquor under this  
9 title.

10 (24) "Person" means an individual, copartnership, association, or  
11 corporation.

12 (25) "Physician" means a medical practitioner duly and regularly  
13 licensed and engaged in the practice of his profession within the state  
14 pursuant to chapter 18.71 RCW.

15 (26) "Prescription" means a memorandum signed by a physician and  
16 given by him to a patient for the obtaining of liquor pursuant to this  
17 title for medicinal purposes.

18 (27) "Public place" includes streets and alleys of incorporated  
19 cities and towns; state or county or township highways or roads;  
20 buildings and grounds used for school purposes; public dance halls and  
21 grounds adjacent thereto; those parts of establishments where beer may  
22 be sold under this title, soft drink establishments, public buildings,  
23 public meeting halls, lobbies, halls and dining rooms of hotels,  
24 restaurants, theatres, stores, garages and filling stations which are  
25 open to and are generally used by the public and to which the public is  
26 permitted to have unrestricted access; railroad trains, stages, and  
27 other public conveyances of all kinds and character, and the depots and  
28 waiting rooms used in conjunction therewith which are open to  
29 unrestricted use and access by the public; publicly owned bathing  
30 beaches, parks, and/or playgrounds; and all other places of like or  
31 similar nature to which the general public has unrestricted right of  
32 access, and which are generally used by the public.

33 (28) "Regulations" means regulations made by the board under the  
34 powers conferred by this title.

35 (29) "Restaurant" means any establishment provided with special  
36 space and accommodations where, in consideration of payment, food,  
37 without lodgings, is habitually furnished to the public, not including  
38 drug stores and soda fountains.

(30) "Sale" and "sell" include exchange, barter, and traffic; and also include the selling or supplying or distributing, by any means whatsoever, of liquor, or of any liquid known or described as beer or by any name whatever commonly used to describe malt or brewed liquor or of wine, by any person to any person; and also include a sale or selling within the state to a foreign consignee or his agent in the state. "Sale" and "sell" shall not include the giving, at no charge, of a reasonable amount of liquor by a person not licensed by the board to a person not licensed by the board, for personal use only. "Sale" and "sell" also does not include a raffle authorized under RCW 9.46.0315: PROVIDED, That the nonprofit organization conducting the raffle has obtained the appropriate permit from the board.

(31) "Soda fountain" means a place especially equipped with apparatus for the purpose of dispensing soft drinks, whether mixed or otherwise.

(32) "Spirits" means any beverage which contains alcohol obtained by distillation, including wines exceeding twenty-four percent of alcohol by volume.

~~((33) ("Store" means a state liquor store established under this title.~~

~~(34)))~~ "Tavern" means any establishment with special space and accommodation for sale by the glass and for consumption on the premises, of beer, as herein defined.

~~((35) "Vendor" means a person employed by the board as a store manager under this title.~~

~~(36)))~~ (34) "Winery" means a business conducted by any person for the manufacture of wine for sale, other than a domestic winery.

~~((37)))~~ (35) "Wine" means any alcoholic beverage obtained by fermentation of fruits (grapes, berries, apples, et cetera) or other agricultural product containing sugar, to which any saccharine substances may have been added before, during or after fermentation, and containing not more than twenty-four percent of alcohol by volume, including sweet wines fortified with wine spirits, such as port, sherry, muscatel and angelica, not exceeding twenty-four percent of alcohol by volume and not less than one-half of one percent of alcohol by volume. For purposes of this title, any beverage containing no more than fourteen percent of alcohol by volume when bottled or packaged by the manufacturer shall be referred to as "table wine," and any beverage containing alcohol in an amount more than fourteen percent by volume

1 when bottled or packaged by the manufacturer shall be referred to as  
2 "fortified wine." However, "fortified wine" shall not include: (a)  
3 Wines that are both sealed or capped by cork closure and aged two years  
4 or more; and (b) wines that contain more than fourteen percent alcohol  
5 by volume solely as a result of the natural fermentation process and  
6 that have not been produced with the addition of wine spirits, brandy,  
7 or alcohol.

8 This subsection shall not be interpreted to require that any wine  
9 be labeled with the designation "table wine" or "fortified wine."

10 ~~((+38+))~~ (36) "Wine distributor" means a person who buys wine from  
11 a vintner or winery located either within or beyond the boundaries of  
12 the state for the purpose of selling the same not in violation of this  
13 title, or who represents such vintner or winery as agent.

14 ~~((+39+))~~ (37) "Wine importer" means a person or business within  
15 Washington who purchases wine from a United States winery holding a  
16 certificate of approval (W7) or foreign produced wine from a source  
17 outside the state of Washington for the purpose of selling the same  
18 pursuant to this title.

19 **Sec. 2.** RCW 66.08.020 and 1933 ex.s. c 62 s 5 are each amended to  
20 read as follows:

21 The administration of this title(~~(, including the general control,~~  
22 ~~management and supervision of all liquor stores,~~) shall be vested in  
23 the liquor control board, constituted under this title.

24 **Sec. 3.** RCW 66.08.026 and 1998 c 265 s 2 are each amended to read  
25 as follows:

26 All administrative expenses of the board incurred on and after  
27 April 1, 1963 shall be appropriated and paid from the liquor revolving  
28 fund. These administrative expenses shall include, but not be limited  
29 to: The salaries and expenses of the board and its employees, (~~the~~  
30 ~~cost of establishing, leasing, maintaining, and operating state liquor~~  
31 ~~stores and warehouses,~~) legal services, pilot projects, annual or  
32 other audits, and other general costs of conducting the business of the  
33 board(~~(, and the costs of supplying, installing, and maintaining~~  
34 ~~equipment used in state liquor stores and agency liquor vendor stores~~  
35 ~~for the purchase of liquor by nonlicensees using debit or credit~~  
36 ~~cards)~~). The administrative expenses shall not, however, be deemed to  
37 include (~~costs of liquor and lottery tickets purchased, the cost of~~

1 ~~transportation and delivery to the point of distribution, other costs~~  
2 ~~pertaining to the acquisition and receipt of liquor and lottery~~  
3 ~~tickets, packaging and repackaging of liquor, transaction fees~~  
4 ~~associated with credit or debit card purchases for liquor in state~~  
5 ~~liquor stores and in the stores of agency liquor vendors pursuant to~~  
6 ~~RCW 66.16.040 and 66.16.041,)) sales tax, and those amounts distributed~~  
7 ~~pursuant to RCW 66.08.180, 66.08.190, 66.08.200, 66.08.210 and~~  
8 ~~66.08.220.~~

9       **Sec. 4.** RCW 66.08.030 and 1977 ex.s. c 115 s 1 are each amended to  
10 read as follows:

11       (1) For the purpose of carrying into effect the provisions of this  
12 title according to their true intent or of supplying any deficiency  
13 therein, the board may make such regulations not inconsistent with the  
14 spirit of this title as are deemed necessary or advisable. All  
15 regulations so made shall be a public record and shall be filed in the  
16 office of the code reviser, and thereupon shall have the same force and  
17 effect as if incorporated in this title. Such regulations, together  
18 with a copy of this title, shall be published in pamphlets and shall be  
19 distributed as directed by the board.

20       (2) Without thereby limiting the generality of the provisions  
21 contained in subsection (1), it is declared that the power of the board  
22 to make regulations in the manner set out in that subsection shall  
23 extend to:

24       (a) ~~((regulating the equipment and management of stores and~~  
25 ~~warehouses in which state liquor is sold or kept, and prescribing the~~  
26 ~~books and records to be kept therein and the reports to be made thereon~~  
27 ~~to the board;~~

28       **(b))** Prescribing the duties of the employees of the board, and  
29 regulating their conduct in the discharge of their duties;

30       **((c))** ~~governing the purchase of liquor by the state and the~~  
31 ~~furnishing of liquor to stores established under this title;~~

32       **(d)** ~~determining the classes, varieties, and brands of liquor to be~~  
33 ~~kept for sale at any store;~~

34       **(e)** ~~prescribing, subject to RCW 66.16.080, the hours during which~~  
35 ~~the state liquor stores shall be kept open for the sale of liquor;~~

36       **(f)** ~~providing for the issuing and distributing of price lists~~  
37 ~~showing the price to be paid by purchasers for each variety of liquor~~  
38 ~~kept for sale under this title;~~

1       ~~(g))~~ (b) Prescribing an official seal and official labels and  
2 stamps and determining the manner in which they shall be attached to  
3 every package of liquor sold or sealed under this title, including the  
4 prescribing of different official seals or different official labels  
5 for different classes of liquor;

6       ~~((h) providing for the payment by the board in whole or in part of  
7 the carrying charges on liquor shipped by freight or express;~~

8       ~~(i))~~ (c) Prescribing forms to be used for purposes of this title  
9 or the regulations, and the terms and conditions to be contained in  
10 permits and licenses issued under this title;

11       ~~((j))~~ (d) Prescribing the fees payable in respect of permits and  
12 licenses issued under this title for which no fees are prescribed in  
13 this title, and prescribing the fees for anything done or permitted to  
14 be done under the regulations;

15       ~~((k) prescribing the kinds and quantities of liquor which may be  
16 kept on hand by the holder of a special permit for the purposes named  
17 in the permit, regulating the manner in which the same shall be kept  
18 and disposed of, and providing for the inspection of the same at any  
19 time at the instance of the board;~~

20       ~~(l))~~ (e) Regulating the sale of liquor kept by the holders of  
21 licenses which entitle the holder to purchase and keep liquor for sale;

22       ~~((m))~~ (f) Prescribing the records of purchases or sales of liquor  
23 kept by the holders of licenses, and the reports to be made thereon to  
24 the board, and providing for inspection of the records so kept;

25       ~~((n))~~ (g) Prescribing the kinds and quantities of liquor for  
26 which a prescription may be given, and the number of prescriptions  
27 which may be given to the same patient within a stated period;

28       ~~((o))~~ (h) Prescribing the manner of giving and serving notices  
29 required by this title or the regulations, where not otherwise provided  
30 for in this title;

31       ~~((p))~~ (i) Regulating premises in which liquor is kept for export  
32 from the state, or from which liquor is exported, prescribing the books  
33 and records to be kept therein and the reports to be made thereon to  
34 the board, and providing for the inspection of the premises and the  
35 books, records and the liquor so kept;

36       ~~((q))~~ (j) Prescribing the conditions and qualifications requisite  
37 for the obtaining of club licenses and the books and records to be kept  
38 and the returns to be made by clubs, prescribing the manner of



1   licensing clubs in any municipality or other locality, and providing  
2   for the inspection of clubs;

3       (~~((r))~~) (k) Prescribing the conditions, accommodations, and  
4   qualifications requisite for the obtaining of licenses to sell spirits,  
5   beer, and wines, and regulating the sale of spirits, beer, and wines  
6   thereunder;

7       (~~((s))~~) (l) Specifying and regulating the time and periods when,  
8   and the manner, methods, and means by which manufacturers shall deliver  
9   liquor within the state; and the time and periods when, and the manner,  
10   methods and means by which liquor may lawfully be conveyed or carried  
11   within the state;

12       (~~((t))~~) (m) Providing for the making of returns by brewers of their  
13   sales of beer shipped within the state, or from the state, showing the  
14   gross amount of such sales and providing for the inspection of brewers'  
15   books and records, and for the checking of the accuracy of any such  
16   returns;

17       (~~((u))~~) (n) Providing for the making of returns by the wholesalers  
18   of beer whose breweries are located beyond the boundaries of the state;

19       (~~((v))~~) (o) Providing for the making of returns by any other liquor  
20   manufacturers, showing the gross amount of liquor produced or  
21   purchased, the amount sold within and exported from the state, and to  
22   whom so sold or exported, and providing for the inspection of the  
23   premises of any such liquor manufacturers, their books and records, and  
24   for the checking of any such return;

25       (~~((w))~~) (p) Providing for the giving of fidelity bonds by any or  
26   all of the employees of the board: PROVIDED, That the premiums  
27   therefor shall be paid by the board;

28       (~~((x))~~) (q) Providing for the shipment by mail or common carrier of  
29   liquor to any person holding a permit and residing in any unit which  
30   has, by election pursuant to this title, prohibited the sale of liquor  
31   therein;

32       (~~((y))~~) (r) Prescribing methods of manufacture, conditions of  
33   sanitation, standards of ingredients, quality and identity of alcoholic  
34   beverages manufactured, sold, bottled, or handled by licensees (~~and~~  
35   ~~the board~~); and conducting from time to time, in the interest of the  
36   public health and general welfare, scientific studies and research  
37   relating to alcoholic beverages and the use and effect thereof;

38       (~~((z))~~) (s) Seizing, confiscating and destroying all alcoholic  
39   beverages manufactured, sold or offered for sale within this state

1 which do not conform in all respects to the standards prescribed by  
2 this title or the regulations of the board: PROVIDED, Nothing herein  
3 contained shall be construed as authorizing the liquor board to  
4 prescribe, alter, limit or in any way change the present law as to the  
5 quantity or percentage of alcohol used in the manufacturing of wine or  
6 other alcoholic beverages.

7       **Sec. 5.** RCW 66.08.050 and 1997 c 228 s 1 are each amended to read  
8 as follows:

9       The board, subject to the provisions of this title and the rules,  
10 shall:

11       ~~(1) ((Determine the localities within which state liquor stores~~  
12 ~~shall be established throughout the state, and the number and situation~~  
13 ~~of the stores within each locality;~~

14       ~~(2) Appoint in cities and towns and other communities, in which no~~  
15 ~~state liquor store is located, liquor vendors. In addition, the board~~  
16 ~~may appoint, in its discretion, a manufacturer that also manufactures~~  
17 ~~liquor products other than wine under a license under this title, as a~~  
18 ~~vendor for the purpose of sale of liquor products of its own~~  
19 ~~manufacture on the licensed premises only. Such liquor vendors shall~~  
20 ~~be agents of the board and be authorized to sell liquor to such~~  
21 ~~persons, firms or corporations as provided for the sale of liquor from~~  
22 ~~a state liquor store, and such vendors shall be subject to such~~  
23 ~~additional rules and regulations consistent with this title as the~~  
24 ~~board may require;~~

25       ~~(3) Establish all necessary warehouses for the storing and~~  
26 ~~bottling, diluting and rectifying of stocks of liquors for the purposes~~  
27 ~~of this title;~~

28       ~~(4) Provide for the leasing for periods not to exceed ten years of~~  
29 ~~all premises required for the conduct of the business; and for~~  
30 ~~remodeling the same, and the procuring of their furnishings, fixtures,~~  
31 ~~and supplies; and for obtaining options of renewal of such leases by~~  
32 ~~the lessee. The terms of such leases in all other respects shall be~~  
33 ~~subject to the direction of the board;~~

34       ~~(5) Determine the nature, form and capacity of all packages to be~~  
35 ~~used for containing liquor kept for sale under this title;~~

36       ~~(6))~~ Execute or cause to be executed, all contracts, papers, and  
37 documents in the name of the board, under such regulations as the board  
38 may fix;

1       (~~((7))~~) (2) Pay all customs, duties, excises, charges and  
2 obligations whatsoever relating to the business of the board;

3       (~~((8))~~) (3) Require bonds from all employees in the discretion of  
4 the board, and to determine the amount of fidelity bond of each such  
5 employee;

6       (~~((9))~~) (4) Perform services for the state lottery commission to  
7 such extent, and for such compensation, as may be mutually agreed upon  
8 between the board and the commission;

9       (~~((10))~~) (5) Accept and deposit into the general fund-local account  
10 and disburse, subject to appropriation, federal grants or other funds  
11 or donations from any source for the purpose of improving public  
12 awareness of the health risks associated with alcohol consumption by  
13 youth and the abuse of alcohol by adults in Washington state. The  
14 board's alcohol awareness program shall cooperate with federal and  
15 state agencies, interested organizations, and individuals to effect an  
16 active public beverage alcohol awareness program;

17       (~~((11))~~) (6) Perform all other matters and things, whether similar  
18 to the foregoing or not, to carry out the provisions of this title, and  
19 shall have full power to do each and every act necessary to the conduct  
20 of its business, including all buying, selling, preparation and  
21 approval of forms, and every other function of the business whatsoever,  
22 subject only to audit by the state auditor: PROVIDED, That the board  
23 shall have no authority to regulate the content of spoken language on  
24 licensed premises where wine and other liquors are served and where  
25 there is not a clear and present danger of disorderly conduct being  
26 provoked by such language.

27       **Sec. 6.** RCW 66.16.040 and 1996 c 291 s 1 are each amended to read  
28 as follows:

29       Except as otherwise provided by law, an employee in a (~~((state))~~)  
30 liquor store or agency may sell liquor to any person of legal age to  
31 purchase alcoholic beverages and may also sell to holders of permits  
32 such liquor as may be purchased under such permits.

33       Where there may be a question of a person's right to purchase  
34 liquor by reason of age, such person shall be required to present any  
35 one of the following officially issued cards of identification which  
36 shows his/her correct age and bears his/her signature and photograph:

37       (1) Liquor control authority card of identification of any state or  
38 province of Canada.

1 (2) Driver's license, instruction permit or identification card of  
2 any state or province of Canada, or "identocard" issued by the  
3 Washington state department of licensing pursuant to RCW 46.20.117.

4 (3) United States armed forces identification card issued to active  
5 duty, reserve, and retired personnel and the personnel's dependents.

6 (4) Passport.

7 (5) Merchant Marine identification card issued by the United States  
8 Coast Guard.

9 The board may adopt such regulations as it deems proper covering  
10 the acceptance of such cards of identification.

11 ~~((No liquor sold under this section shall be delivered until the  
12 purchaser has paid for the liquor in cash, except as allowed under RCW  
13 66.16.041. The use of a personal credit card does not rely upon the  
14 credit of the state as prohibited by Article VIII, section 5 of the  
15 state Constitution.))~~

16 **Sec. 7.** RCW 66.16.110 and 1993 c 422 s 2 are each amended to read  
17 as follows:

18 The board shall cause to be posted in conspicuous places, in a  
19 number determined by the board, within each ((state)) liquor store,  
20 notices in print not less than one inch high warning persons that  
21 consumption of alcohol shortly before conception or during pregnancy  
22 may cause birth defects, including fetal alcohol syndrome and fetal  
23 alcohol effects.

24 **Sec. 8.** RCW 66.20.160 and 1973 1st ex.s. c 209 s 4 are each  
25 amended to read as follows:

26 Words and phrases as used in RCW 66.20.160 to 66.20.210, inclusive,  
27 shall have the following meaning:

28 "Card of identification" means any one of those cards described in  
29 RCW 66.16.040.

30 "Licensee" means the holder of a retail liquor license issued by  
31 the board, and includes any employee or agent of the licensee.

32 "Store employee" means a person employed in a ((state)) liquor  
33 store or agency to sell liquor.

34 NEW SECTION. **Sec. 9.** A new section is added to chapter 66.24 RCW  
35 to read as follows:

1       There shall be a license for spirits distributors to sell  
2       spirituous liquor, purchased from licensed Washington manufacturers,  
3       spirituous liquor certificate of approval holders, licensed liquor  
4       importers, or suppliers of foreign liquor located outside the state of  
5       Washington, to retailers licensed for off-premises consumption and  
6       other spirits distributors and to export spirits from the state of  
7       Washington. The fee for the license is one thousand dollars per year  
8       for each distributing unit.

9       **NEW SECTION.**   **Sec. 10.** A new section is added to chapter 66.24 RCW  
10      to read as follows:

11       A manufacturer of spirits located outside the state of Washington  
12      must hold a certificate of approval to allow sales and shipment of the  
13      certificate of approval holder's spirituous liquor to licensed  
14      Washington spirits distributors or liquor importers. The certificate  
15      of approval shall not be granted unless the manufacturer of spirituous  
16      liquor has made a written agreement with the board to furnish to the  
17      board, on or before the twentieth day of each month, a report under  
18      oath, on a form to be prescribed by the board, showing the quantity of  
19      spirits sold or delivered to each licensed spirits distributor or  
20      liquor importer during the preceding month and has further agreed with  
21      the board that the manufacturers, all general sales corporations or  
22      agencies maintained by them, and all of their trade representatives,  
23      will faithfully comply with all laws of the state of Washington  
24      pertaining to the sale of intoxicating liquors and with all rules of  
25      the Washington state liquor control board. A violation of the terms of  
26      this agreement will authorize the board to take action to suspend or  
27      revoke such certificate. The fee for the certificate of approval  
28      issued under the provisions of this section is one hundred dollars per  
29      year, which sum must accompany the application for the certificate.

30       **Sec. 11.** RCW 66.24.310 and 1997 c 321 s 17 are each amended to  
31      read as follows:

32       (1) No person shall canvass for, solicit, receive, or take orders  
33      for the purchase or sale of liquor, nor contact any licensees of the  
34      board in goodwill activities, unless such person shall be the  
35      accredited representative of a person, firm, or corporation holding a  
36      certificate of approval issued pursuant to RCW 66.24.270 or 66.24.206,  
37      a beer distributor's license, a microbrewer's license, a domestic

1 brewer's license, a beer importer's license, a domestic winery license,  
2 a wine importer's license, ~~((or))~~ a wine distributor's license, or a  
3 spirits distributor's license within the state of Washington, or the  
4 accredited representative of a distiller, manufacturer, importer, or  
5 distributor of spirituous liquor, or foreign produced beer or wine, and  
6 shall have applied for and received a representative's license:  
7 PROVIDED, HOWEVER, That the provisions of this section shall not apply  
8 to drivers who deliver beer or wine;

9 (2) Every representative's license issued under this title shall be  
10 subject to all conditions and restrictions imposed by this title or by  
11 the rules and regulations of the board; the board, for the purpose of  
12 maintaining an orderly market, may limit the number of representative's  
13 licenses issued for representation of specific classes of eligible  
14 employers;

15 (3) Every application for a representative's license must be  
16 approved by a holder of a certificate of approval issued pursuant to  
17 RCW 66.24.270 or 66.24.206, a licensed beer distributor, a licensed  
18 domestic brewer, a licensed beer importer, a licensed microbrewer, a  
19 licensed domestic winery, a licensed wine importer, a licensed wine  
20 distributor, or by a distiller, manufacturer, importer, or distributor  
21 of spirituous liquor, or foreign produced beer or wine, as the rules  
22 and regulations of the board shall require;

23 (4) The fee for a representative's license shall be twenty-five  
24 dollars per year;

25 (5) An accredited representative of a distiller, manufacturer,  
26 importer, or distributor of spirituous liquor may, after he or she has  
27 applied for and received a representative's license, contact retail  
28 licensees of the board only in goodwill activities pertaining to  
29 spirituous liquor products.

30 **Sec. 12.** RCW 66.24.360 and 1997 c 321 s 22 are each amended to  
31 read as follows:

32 There shall be a beer and/or wine retailer's license to be  
33 designated as a small grocery store license to sell beer and/or wine at  
34 retail in bottles, cans, and original containers, not to be consumed  
35 upon the premises where sold(~~(, at any store other than the state~~  
36 ~~liquor stores))~~).

37 There shall be a spirits, beer, and/or wine retailer's license to  
38 be designated as a grocery store license to sell spirits, beer, and/or

1 wine at retail in bottles, cans, and original containers, not to be  
2 consumed upon the premises where sold(~~(, at any store other than the~~  
3 ~~state liquor stores)~~)).

4 (1) Licensees obtaining a written endorsement from the board may  
5 also sell malt liquor in kegs or other containers capable of holding  
6 less than five and one-half gallons of liquid.

7 (2) The annual fee for the small grocery store license or the  
8 grocery store license is one hundred fifty dollars for each store.

9 (3) The board shall issue a restricted grocery store license  
10 authorizing the licensee to sell beer and only table wine, if the board  
11 finds upon issuance or renewal of the license that the sale of spirits  
12 and/or fortified wine would be against the public interest. In  
13 determining the public interest, the board shall consider at least the  
14 following factors:

15 (a) The likelihood that the applicant will sell spirits and/or  
16 fortified wine to persons who are intoxicated;

17 (b) Law enforcement problems in the vicinity of the applicant's  
18 establishment that may arise from persons purchasing spirits and/or  
19 fortified wine at the establishment; and

20 (c) Whether the sale of spirits and/or fortified wine would be  
21 detrimental to or inconsistent with a government-operated or funded  
22 alcohol treatment or detoxification program in the area.

23 If the board receives no evidence or objection that the sale of  
24 spirits and/or fortified wine would be against the public interest, it  
25 shall issue or renew the license without restriction, as applicable.  
26 The burden of establishing that the sale of spirits and/or fortified  
27 wine by the licensee would be against the public interest is on those  
28 persons objecting.

29 (4) Licensees holding a grocery store license must maintain a  
30 minimum three thousand dollar inventory of food products for human  
31 consumption, not including pop, beer, or wine.

32 (5) Only grocery store licensees whose contiguous business premises  
33 measure five thousand or more square feet of floor space and who meet  
34 the requirements of subsection (4) of this section may sell at retail,  
35 spirituous liquor in its original container.

36 (6) Until July 1, 2003, the board may issue a retailer's license  
37 under this section to agency liquor vendors appointed by the board on  
38 or before January 1, 2000. Subsections (4) and (5) of this section do

not apply to liquor vendors who qualify under this subsection (6), but such vendors are subject to the remainder of this section.

(7) Upon approval by the board, the grocery store licensee may also receive an endorsement to permit the international export of beer and wine.

(a) Any beer or wine sold under this endorsement must have been purchased from a licensed beer or wine distributor licensed to do business within the state of Washington.

(b) Any beer and wine sold under this endorsement must be intended for consumption outside the state of Washington and the United States and appropriate records must be maintained by the licensee.

(c) A holder of this special endorsement to the grocery store license shall be considered not in violation of RCW 66.28.010.

(d) Any beer or wine sold under this license must be sold at a price no less than the acquisition price paid by the holder of the license.

(e) The annual cost of this endorsement is five hundred dollars and is in addition to the license fees paid by the licensee for a grocery store license.

**Sec. 13.** RCW 66.24.371 and 1997 c 321 s 23 are each amended to read as follows:

(1) There shall be a spirits, beer, and/or wine retailer's license to be designated as a spirits, beer, and/or wine specialty shop license to sell spirits, beer, and/or wine at retail in bottles, cans, and original containers, not to be consumed upon the premises where sold(~~(- at any store other than the state liquor stores)~~). Licensees obtaining a written endorsement from the board may also sell malt liquor in kegs or other containers capable of holding less than five and one-half gallons of liquid. The annual fee for the spirits, beer, and/or wine specialty shop license is one hundred fifty dollars for each store.

(2) Licensees under this section may provide, free or for a charge, single-serving samples of two ounces or less of beer and/or wine to customers for the purpose of sales promotion. Sampling activities of licensees under this section are subject to RCW 66.28.010 and 66.28.040 and the cost of sampling under this section may not be borne, directly or indirectly, by any manufacturer, importer, or distributor of liquor.

(3) The board shall issue a restricted beer and/or wine specialty shop license, authorizing the licensee to sell beer and only table



wine, if the board finds upon issuance or renewal of the license that the sale of spirits and/or fortified wine would be against the public interest. In determining the public interest, the board shall consider at least the following factors:

(a) The likelihood that the applicant will sell spirits and/or fortified wine to persons who are intoxicated;

(b) Law enforcement problems in the vicinity of the applicant's establishment that may arise from persons purchasing spirits and/or fortified wine at the establishment; and

(c) Whether the sale of spirits and/or fortified wine would be detrimental to or inconsistent with a government-operated or funded alcohol treatment or detoxification program in the area.

If the board receives no evidence or objection that the sale of spirits and/or fortified wine would be against the public interest, it shall issue or renew the license without restriction, as applicable. The burden of establishing that the sale of spirits and/or fortified wine by the licensee would be against the public interest is on those persons objecting.

(4) Licensees holding a spirits, beer, and/or wine specialty shop license must maintain a minimum three thousand dollar wholesale inventory of beer and/or wine.

**Sec. 14.** RCW 66.24.380 and 1997 c 321 s 24 are each amended to read as follows:

There shall be a retailer's license to be designated as a special occasion license to be issued to a not-for-profit society or organization to sell spirits, beer, and wine by the individual serving for on-premises consumption at a specified event, such as at picnics or other special occasions, at a specified date and place; fee sixty dollars per day.

(1) The not-for-profit society or organization is limited to sales of no more than twelve calendar days per year.

(2) The licensee may sell beer and/or wine in original, unopened containers for off-premises consumption if permission is obtained from the board prior to the event.

(3) Sale, service, and consumption of spirits, beer, and wine is to be confined to specified premises or designated areas only.

(4) Spirituous liquor sold under this special occasion license must be purchased at a ((state)) liquor store or agency without discount at retail prices, including all taxes.

(5) Any violation of this section is a class 1 civil infraction having a maximum penalty of two hundred fifty dollars as provided for in chapter 7.80 RCW.

**Sec. 15.** RCW 66.24.540 and 1997 c 321 s 34 are each amended to read as follows:

There shall be a retailer's license to be designated as a motel license. The motel license may be issued to a motel that holds no other class of license under this title. No license may be issued to a motel offering rooms to its guests on an hourly basis. The license authorizes the licensee to sell, at retail, in locked honor bars, spirits in individual bottles not to exceed fifty milliliters, beer in individual cans or bottles not to exceed twelve ounces, and wine in individual bottles not to exceed one hundred eighty-seven milliliters, to registered guests of the motel for consumption in guest rooms. Each honor bar must also contain snack foods. No more than one-half of the guest rooms may have honor bars. The board shall charge a reasonable fee for this license. ~~((All spirits to be sold under the license must be purchased from the board.))~~ The licensee shall require proof of age from the guest renting a guest room and requesting the use of an honor bar. The guest shall also execute an affidavit verifying that no one under twenty-one years of age shall have access to the spirits, beer, and wine in the honor bar. "Motel" as used in this section means a facility or place offering three or more self-contained units designated by number, letter, or some other method of identification to travelers and transient guests. As used in this section, "spirits," "beer," and "wine" have the meanings defined in RCW 66.04.010.

**Sec. 16.** RCW 66.28.030 and 1997 c 321 s 47 are each amended to read as follows:

Every licensed brewer, domestic brewer and microbrewer, domestic winery, manufacturer holding a certificate of approval, licensed wine importer, and licensed beer importer shall be responsible for the conduct of any licensed spirits, beer, or wine distributor in selling, or contracting to sell, to retail licensees, spirits, beer, or wine manufactured by such brewer, domestic brewer and microbrewer, domestic

1 winery, manufacturer holding a certificate of approval, or imported by  
2 such liquor, beer, or wine importer. Where the board finds that any  
3 licensed spirits, beer, or wine distributor has violated any of the  
4 provisions of this title or of the regulations of the board in selling  
5 or contracting to sell beer or wine to retail licensees, the board may,  
6 in addition to any punishment inflicted or imposed upon such  
7 distributor, prohibit the sale of the brand or brands of spirits, beer,  
8 or wine involved in such violation to any or all retail licensees  
9 within the trade territory usually served by such distributor for such  
10 period of time as the board may fix, irrespective of whether the brewer  
11 manufacturing such beer or the beer importer importing such beer or the  
12 domestic winery manufacturing such wine or the wine importer importing  
13 such wine or the certificate of approval holder manufacturing such  
14 spirits, beer, or wine actually participated in such violation.

15       **Sec. 17.** RCW 66.28.060 and 1933 ex.s. c 62 s 26 are each amended  
16 to read as follows:

17       Every distillery licensed under this title shall make monthly  
18 reports to the board pursuant to the regulations. No such distillery  
19 shall make any sale of spirits within the state of Washington except to  
20 (~~the board~~) a licensed spirits distributor.

21       **Sec. 18.** RCW 66.28.070 and 1994 c 201 s 5 and 1994 c 63 s 2 are  
22 each reenacted and amended to read as follows:

23       (1) Except as provided in subsection (2) of this section, it shall  
24 be unlawful for any retail spirits, beer, or wine licensee to purchase  
25 spirits, beer, or wine, except from a duly licensed (~~wholesaler or the~~  
26 ~~board~~) distributor, and it shall be unlawful for any brewer, winery,  
27 or spirits, beer, or wine (~~wholesaler~~) distributor to purchase  
28 spirits, beer, or wine, except from a duly licensed spirits, beer, or  
29 wine (~~wholesaler~~) distributor or importer.

30       (2) A spirits, beer, or wine retailer licensee may purchase  
31 spirits, beer, or wine from a government agency which has lawfully  
32 seized spirits, beer, or wine from a licensed spirits, beer, or wine  
33 retailer, or from a board-authorized retailer, or from a licensed  
34 retailer which has discontinued business if the (~~wholesaler~~)  
35 distributor has refused to accept spirits, beer, or wine from that  
36 retailer for return and refund. Spirits, beer, and wine purchased

1 under this subsection shall meet the quality standards set by its  
2 manufacturer.

3 (3) Special occasion licensees holding (~~((either a class G or J))~~) a  
4 special occasion license may only purchase beer or wine from a beer or  
5 wine retailer duly licensed to sell beer or wine for off-premises  
6 consumption(~~(, the board,)~~) or from a duly licensed beer or wine  
7 (~~((wholesaler))~~) distributor.

8 **Sec. 19.** RCW 66.28.180 and 1997 c 321 s 51 are each amended to  
9 read as follows:

10 It is unlawful for a person, firm, or corporation holding a  
11 certificate of approval issued under RCW 66.24.270 or 66.24.206, a  
12 spirits distributor's license, a beer distributor's license, a domestic  
13 brewer's license, a microbrewer's license, a beer importer's license,  
14 a beer distributor's license, a domestic winery license, a wine  
15 importer's license, or a wine distributor's license within the state of  
16 Washington to modify any prices without prior notification to and  
17 approval of the board.

18 (1) Intent. This section is enacted, pursuant to the authority of  
19 this state under the twenty-first amendment to the United States  
20 Constitution, to promote the public's interest in fostering the orderly  
21 and responsible distribution of (~~((malt beverages and wine))~~) liquor  
22 towards effective control of consumption; to promote the fair and  
23 efficient three-tier system of distribution of such beverages; and to  
24 confirm existing board rules as the clear expression of state policy to  
25 regulate the manner of selling and pricing of (~~((wine and malt~~  
26 ~~beverages))~~) liquor by licensed suppliers and distributors.

27 (2) Spirits, beer, and wine distributor price posting.

28 (a) Every spirits, beer, or wine distributor shall file with the  
29 board at its office in Olympia a price posting showing the wholesale  
30 prices at which any and all brands of spirits, beer, and wine sold by  
31 such (~~((beer and/or wine))~~) distributor shall be sold to retailers within  
32 the state.

33 (b) Each price posting shall be made on a form prepared and  
34 furnished by the board, or a reasonable facsimile thereof, and shall  
35 set forth:

36 (i) All brands, types, packages, and containers of beer offered for  
37 sale by such beer and/or wine distributor;

1 (ii) The wholesale prices thereof to retail licensees, including  
2 allowances, if any, for returned empty containers.

3 (c) No spirits, beer, and/or wine distributor may sell or offer to  
4 sell any package or container of spirits, beer, or wine to any retail  
5 licensee at a price differing from the price for such package or  
6 container as shown in the price posting filed by the (~~beer and/or~~  
7 ~~wine~~) distributor and then in effect, according to rules adopted by  
8 the board.

9 (d) Quantity discounts are prohibited. No price may be posted that  
10 is below acquisition cost plus ten percent of acquisition cost.  
11 However, the board is empowered to review periodically, as it may deem  
12 appropriate, the amount of the percentage of acquisition cost as a  
13 minimum mark-up over cost and to modify such percentage by rule of the  
14 board, except such percentage shall be not less than ten percent.

15 (e) Distributor prices on a "close-out" item shall be accepted by  
16 the board if the item to be discontinued has been listed on the state  
17 market for a period of at least six months, and upon the further  
18 condition that the distributor who posts such a close-out price shall  
19 not restock the item for a period of one year following the first  
20 effective date of such close-out price.

21 (f) The board may reject any price posting that it deems to be in  
22 violation of this section or any rule, or portion thereof, or that  
23 would tend to disrupt the orderly sale and distribution of spirits,  
24 beer, and wine. Whenever the board rejects any posting, the licensee  
25 submitting the posting may be heard by the board and shall have the  
26 burden of showing that the posting is not in violation of this section  
27 or a rule or does not tend to disrupt the orderly sale and distribution  
28 of spirits, beer, and wine. If the posting is accepted, it shall  
29 become effective at the time fixed by the board. If the posting is  
30 rejected, the last effective posting shall remain in effect until such  
31 time as an amended posting is filed and approved, in accordance with  
32 the provisions of this section.

33 (g) All price postings filed as required by this section shall at  
34 all times be open to inspection to all trade buyers within the state of  
35 Washington and shall not in any sense be considered confidential.

36 (h) Any spirits, beer, and/or wine distributor or employee  
37 authorized by the distributor-employer may sell spirits, beer, and/or  
38 wine at the distributor's posted prices to any annual or special  
39 occasion retail licensee upon presentation to the distributor or

1 employee at the time of purchase of a special permit issued by the  
2 board to such licensee.

3 (i) Every annual or special occasion retail licensee, upon  
4 purchasing any spirits, beer, and/or wine from a distributor, shall  
5 immediately cause such spirits, beer, or wine to be delivered to the  
6 licensed premises, and the licensee shall not thereafter permit such  
7 spirits, beer, and/or wine to be disposed of in any manner except as  
8 authorized by the license.

9 (ii) Spirits, beer, and wine sold as provided in this section shall  
10 be delivered by the distributor or an authorized employee either to the  
11 retailer's licensed premises or directly to the retailer at the  
12 distributor's licensed premises. A distributor's prices to retail  
13 licensees shall be the same at both such places of delivery.

14 (3) Beer and wine suppliers' price filings, contracts, and  
15 memoranda.

16 (a) Every brewery and winery offering beer and/or wine for sale  
17 within the state shall file with the board at its office in Olympia a  
18 copy of every written contract and a memorandum of every oral agreement  
19 which such brewery or winery may have with any beer or wine  
20 distributor, which contracts or memoranda shall contain a schedule of  
21 prices charged to distributors for all items and all terms of sale,  
22 including all regular and special discounts; all advertising, sales and  
23 trade allowances, and incentive programs; and all commissions, bonuses  
24 or gifts, and any and all other discounts or allowances. Whenever  
25 changed or modified, such revised contracts or memoranda shall  
26 forthwith be filed with the board as provided for by rule. The  
27 provisions of this section also apply to certificate of approval  
28 holders, beer and/or wine importers, and beer and/or wine distributors  
29 who sell to other beer and/or wine distributors.

30 Each price schedule shall be made on a form prepared and furnished  
31 by the board, or a reasonable facsimile thereof, and shall set forth  
32 all brands, types, packages, and containers of beer or wine offered for  
33 sale by such licensed brewery or winery; all additional information  
34 required may be filed as a supplement to the price schedule forms.

35 (b) Prices filed by a brewery or winery shall be uniform prices to  
36 all distributors on a state-wide basis less bona fide allowances for  
37 freight differentials. Quantity discounts are prohibited. No price  
38 shall be filed that is below acquisition/production cost plus ten  
39 percent of that cost, except that acquisition cost plus ten percent of

1 acquisition cost does not apply to sales of beer or wine between a beer  
2 or wine importer who sells beer or wine to another beer or wine  
3 importer or to a beer or wine distributor, or to a beer or wine  
4 distributor who sells beer or wine to another beer or wine distributor.  
5 However, the board is empowered to review periodically, as it may deem  
6 appropriate, the amount of the percentage of acquisition/production  
7 cost as a minimum mark-up over cost and to modify such percentage by  
8 rule of the board, except such percentage shall be not less than ten  
9 percent.

10 (c) No brewery, winery, certificate of approval holder, beer or  
11 wine importer, or beer or wine distributor may sell or offer to sell  
12 any beer or wine to any persons whatsoever in this state until copies  
13 of such written contracts or memoranda of such oral agreements are on  
14 file with the board.

15 (d) No brewery or winery may sell or offer to sell any package or  
16 container of beer or wine to any distributor at a price differing from  
17 the price for such package or container as shown in the schedule of  
18 prices filed by the brewery or winery and then in effect, according to  
19 rules adopted by the board.

20 (e) The board may reject any supplier's price filing, contract, or  
21 memorandum of oral agreement, or portion thereof that it deems to be in  
22 violation of this section or any rule or that would tend to disrupt the  
23 orderly sale and distribution of beer or wine. Whenever the board  
24 rejects any such price filing, contract, or memorandum, the licensee  
25 submitting the price filing, contract, or memorandum may be heard by  
26 the board and shall have the burden of showing that the price filing,  
27 contract, or memorandum is not in violation of this section or a rule  
28 or does not tend to disrupt the orderly sale and distribution of beer  
29 or wine. If the price filing, contract, or memorandum is accepted, it  
30 shall become effective at a time fixed by the board. If the price  
31 filing, contract, or memorandum, or portion thereof, is rejected, the  
32 last effective price filing, contract, or memorandum shall remain in  
33 effect until such time as an amended price filing, contract, or  
34 memorandum is filed and approved, in accordance with the provisions of  
35 this section.

36 (f) All prices, contracts, and memoranda filed as required by this  
37 section shall at all times be open to inspection to all trade buyers  
38 within the state of Washington and shall not in any sense be considered  
39 confidential.

1       **Sec. 20.** RCW 66.28.190 and 1997 c 321 s 52 are each amended to  
2 read as follows:

3       RCW 66.28.010 notwithstanding, persons licensed under RCW 66.24.200  
4 as wine distributors ~~((and))~~, persons licensed under RCW 66.24.250 as  
5 beer distributors, and persons licensed under section 9 of this act as  
6 spirits distributors may sell at wholesale nonliquor food products on  
7 thirty-day credit terms to persons licensed as retailers under this  
8 title, but complete and separate accounting records shall be maintained  
9 on all sales of nonliquor food products to ensure that such persons are  
10 in compliance with RCW 66.28.010.

11       For the purpose of this section, "nonliquor food products" includes  
12 all food products for human consumption as defined in RCW 82.08.0293 as  
13 it exists on July 1, 1987, except that for the purposes of this section  
14 bottled water and carbonated beverages, whether liquid or frozen, shall  
15 be considered food products.

16       **Sec. 21.** RCW 66.44.318 and 1995 c 100 s 2 are each amended to read  
17 as follows:

18       Licensees holding nonretail class liquor licenses are permitted to  
19 allow their employees between ~~((the))~~ the ages of eighteen and  
20 twenty-one to stock, merchandise, and handle spirits, beer, or wine on  
21 or about the nonretail premises if there is an adult twenty-one years  
22 of age or older on duty supervising such activities on the premises.

23       **Sec. 22.** RCW 66.44.340 and 1986 c 5 s 1 are each amended to read  
24 as follows:

25       Employers holding ~~((class E and/or F))~~ retail liquor licenses  
26 exclusively for off-premises consumption are permitted to allow their  
27 employees, between the ages of eighteen and twenty-one years, to sell,  
28 stock, and handle spirits, beer, or wine in, on or about any  
29 establishment holding ~~((a class E and/or class F))~~ such license  
30 exclusively: PROVIDED, That there is an adult twenty-one years of age  
31 or older on duty supervising the sale of liquor at the licensed  
32 premises: PROVIDED, That minor employees may make deliveries of  
33 spirits, beer, and/or wine purchased from licensees holding ~~((class E~~  
34 ~~and/or class F))~~ retail liquor licenses exclusively, when delivery is  
35 made to cars of customers adjacent to such licensed premises but only,  
36 however, when the minor employee is accompanied by the purchaser.



1        NEW SECTION.    **Sec. 23.**    This act may be known and cited as the  
2    liquor control reform act.

3        NEW SECTION.    **Sec. 24.**    The following acts or parts of acts are  
4    each repealed:

5        (1) RCW 66.08.070 (Purchase of liquor by board--Consignment not  
6    prohibited--Warranty or affirmation not required for wine or malt  
7    purchases) and 1985 c 226 s 2, 1973 1st ex.s. c 209 s 1, & 1933 ex.s.  
8    c 62 s 67;

9        (2) RCW 66.08.160 (Acquisition of warehouse authorized) and 1947 c  
10   134 s 1;

11       (3) RCW 66.08.235 (Liquor control board construction and  
12   maintenance account) and 1997 c 75 s 1;

13       (4) RCW 66.12.020 (Sales of liquor to board) and 1933 ex.s. c 62 s  
14   48;

15       (5) RCW 66.16.010 (Board may establish--Price standards--Prices in  
16   special instances) and 1939 c 172 s 10, 1937 c 62 s 1, & 1933 ex.s. c  
17   62 s 4;

18       (6) RCW 66.16.030 (Vendor to be in charge) and 1933 ex.s. c 62 s 6;

19       (7) RCW 66.16.041 (Credit and debit card purchases--Rules--  
20   Provision, installation, maintenance of equipment by board--  
21   Consideration of offsetting liquor revolving fund balance reduction--  
22   Report to legislature) and 1998 c 265 s 3, 1997 c 148 s 2, & 1996 c 291  
23   s 2;

24       (8) RCW 66.16.050 (Sale of beer and wine to person licensed to  
25   sell) and 1933 ex.s. c 62 s 8;

26       (9) RCW 66.16.060 (Sealed packages may be required, exception) and  
27   1943 c 216 s 1 & 1933 ex.s. c 62 s 9;

28       (10) RCW 66.16.070 (Liquor cannot be opened or consumed on store  
29   premises) and 1933 ex.s. c 62 s 10;

30       (11) RCW 66.16.080 (Sunday closing) and 1988 c 101 s 1 & 1933 ex.s.  
31   c 62 s 11;

32       (12) RCW 66.16.090 (Record of individual purchases confidential--  
33   Penalty for disclosure) and 1933 ex.s. c 62 s 89;

34       (13) RCW 66.16.100 (Fortified wine sales) and 1997 c 321 s 42 &  
35   1987 c 386 s 5; and

36       (14) RCW 66.24.440 (Liquor by the drink, spirits, beer, and wine  
37   restaurant, spirits, beer, and wine private club, and sports

1 entertainment facility license--Purchase of liquor by licensees--  
2 Discount) and 1998 c 126 s 8, 1997 c 321 s 29, & 1949 c 5 s 5.

3 NEW SECTION. **Sec. 25.** This act takes effect July 4, 2001.

4 NEW SECTION. **Sec. 26.** The provisions of this act are to be  
5 liberally construed to effectuate the policies and purposes of this  
6 act.

7 NEW SECTION. **Sec. 27.** If any provision of this act or its  
8 application to any person or circumstance is held invalid, the  
9 remainder of the act or the application of the provision to other  
10 persons or circumstances is not affected.

11 {+NEW SECTION.+} **Sec. 28.** A new section is added to chapter 66.28  
12 RCW to read as follows:

13 A retail spirits licensee may sell spirits only during the hours of  
14 ten o'clock a.m. and eight o'clock p.m. each day, except Sundays.

--- END ---